



S01P0316US00 7217/63768

## **DECLARATION AND POWER OF ATTORNEY**

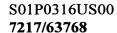
As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

RADIO COMMUNICATION DEVICE, RADIO COMMUNICATION SYSTEM AND RADIO COMMUNICATION METHOD

| The specification of (check one)   | of which   |   |   |                                  |
|--|--|---|---|----------------------------------|
|  | is attach  | ed hereto.  |   |                                  |
|  | X was file   | d on <u>February 7, 2001</u>  |   | as                               |
|  | Application Seri   | al No   |   |                                  |
|  | and was amende   | d on  |   | ·                                |
|  |  |   | (if applicable)   |                                  |
| I acknowledge the of this application  I hereby claim for application(s) for | duty to disclose inform<br>in accordance with Tit<br>reign priority benefits a<br>patent or inventor's ce<br>ent or inventor's certifi | understand the contents of the amendment referred to above. action of which I am aware which Ie 37, Code of Federal Regulation under Title 35, United States Contificate listed below and have a cate having a filing date before the | h is material to the exns, Section 1.56(a).  Ode, Section 119 of a lso identified below a | amination  ny foreign ny foreign |
| Prior Foreign App  | olication(s)   |   | Priority (  | Claimed                          |
| Number   | Country  | Filing Date   | Yes   | <u>No</u>                        |
| P2000-038133<br>P2000-071078   | <u>Japan</u><br>Japan  | February 9, 2000<br>March 9, 2000   | <u>X</u> <u>X</u>   |                                  |



**Declaration and Power of Attorney** 

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| Application(s) listed below and, insofar as the subject matter of each of the claims of this application is |      |
|---|------|
| disclosed in the prior United States application in the manner provided by the first paragraph of Title     |      |
| United States Code, Section 112, I acknowledge the duty to disclose material information as defined in T    | itle |
| 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the pr           | ior  |
| application and the national or PCT international filing date of this application:                          |      |

| Application Serial No.           | Filing Date | <u>Status</u> |
|----------------------------------|-------------|---------------|
|                                  |             |               |
|                                  |             |               |
| And I hereby appoint Jay H. Maio | . •         |               |

And I hereby appoint Jay H. Maioli, Reg. No. 27,213; Donald S. Dowden, Reg. No. 20,701; William E. Pelton, Reg. No. 25,702; Peter J. Phillips, Reg. No. 29,691; Gerald W. Griffin, Reg. No. 18,886; Ivan S. Kavrukov, Reg. No. 25,161; Christopher C. Dunham, Reg. No. 22,031; Norman H. Zivin, Reg. No. 25,385; John P. White, Reg. No. 28,678; and Robert D. Katz, Reg. No. 30,141; and each and all of them, all c/o Cooper & Dunham, 1185 Avenue of the Americas, New York, NY 10036 (Tel. (212) 278-0400), my attorneys, each with full power of substitution and revocation, to receive the patent, to transact all business in the Patent and Trademark Office connected therewith and to file any International Applications which are based thereon under the provisions of the Patent Cooperation Treaty.

Please address all communications, and direct all telephone calls, regarding this application to

JAY H. MAIOLI Cooper & Dunham LLP 1185 Avenue of the Americas New York, New York 10036 Tel. (212) 278-0400 Reg. No. 27,213

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

| Full name of sole or   |                              |                              |
|------------------------|------------------------------|------------------------------|
| First joint inventor   | Tsugunao Kobayashi           | · ·                          |
| Inventor's signature _ | Tougunao Kobayas             | hi .                         |
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## S01P0316US00 **7217/63768**

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| Citizenship           | Japanese                              | Date of Signature May 30, 2 |
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